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Attorneys for Plaintiffs,  
ELEKTRA ENTERTAINMENT GROUP  
INC.; CAPITOL RECORDS, INC.;  
PRIORITY RECORDS LLC; UMG  
RECORDINGS, INC.; SONY BMG  
MUSIC ENTERTAINMENT; and BMG  
MUSIC

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

ELEKTRA ENTERTAINMENT GROUP INC.,  
a Delaware corporation; CAPITOL RECORDS,  
INC., a Delaware corporation; PRIORITY  
RECORDS LLC, a California limited liability  
company; UMG RECORDINGS, INC., a  
Delaware corporation; SONY BMG MUSIC  
ENTERTAINMENT, a Delaware general  
partnership; and BMG MUSIC, a New York  
general partnership,

Plaintiffs,

v.

JEROME TULIO,

Defendant.

CASE NO. C 07-03553 EMC

Honorable Edward M. Chen

**NOTICE OF VOLUNTARY DISMISSAL  
WITHOUT PREJUDICE**

Pursuant to FED. R. CIV. P. 41(a)(1)(A)(i), Plaintiffs ELEKTRA ENTERTAINMENT GROUP INC., *et al.*, by and through their attorneys, voluntarily dismiss without prejudice their copyright infringement claims against Defendant JEROME TULIO, each party to bear its/his own fees and costs. The Clerk of Court is respectfully requested to close this case.

DATED: February 6, 2008

HOLME ROBERTS & OWEN LLP

By: /s/ Matthew Franklin Jaksa  
Matthew Franklin Jaksa  
Attorney for Plaintiffs

**PROOF OF SERVICE**

STATE OF CALIFORNIA, CITY AND COUNTY OF SAN FRANCISCO

I am employed in the office of Holme Roberts & Owen in San Francisco, California. I am over the age of eighteen years and not a party to the within action. My business address is 560 Mission Street, 25th Floor, San Francisco, CA 94105.

On February 6, 2008, I served the foregoing documents described as:

**NOTICE OF DISMISSAL WITHOUT PREJUDICE**

on the interested party in this action by placing a true and correct copy thereof enclosed in a sealed envelope addressed as follows:

**Michael P. Guta, Esq.  
Law Offices of John E. Hill  
8105 Edgewater Drive, Suite 100  
Oakland, CA 94621**

☒ BY MAIL: I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with U.S. postal service on that same day with postage thereon fully prepaid at San Francisco, California in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

☒ (FEDERAL) I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

Executed on February 6, 2008 at San Francisco, California.



Della Grant